

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

VICKI L. JOY,

Plaintiff,

v.

MICHAEL J. ASTRUE, Commissioner of  
Social Security,

Defendant.

Case No. C10-799-RSM

ORDER OF REMAND

The Court, after careful consideration of the plaintiff's complaint, the parties' briefs, all papers and exhibits filed in support and opposition thereto, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

(1) The Court adopts the Report and Recommendation.

(2) The final decision of the Commissioner is REVERSED and this case is REMANDED to the Social Security Administration for further proceedings not inconsistent with the Report and Recommendation.

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1           (3)     The Clerk of Court is directed to send copies of this Order to the parties and to  
2 Judge Donohue.

3           DATED this 3<sup>rd</sup> day of December, 2010.

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7           RICARDO S. MARTINEZ  
8           UNITED STATES DISTRICT JUDGE  
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